

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

RYAN E. LEE,	:	
	:	
Petitioner,	:	Case No. 2:07-cv-1179
	:	2:02-cr-004
v.	:	
	:	Judge Holschuh
UNITED STATES OF AMERICA,	:	
	:	
Respondent.	:	
	:	

ORDER

On March 4, 2009, Magistrate Judge Kemp issued a Report and Recommendation recommending that Petitioner's motion to vacate, set aside or correct his sentence pursuant to 28 U.S.C. § 2255 be dismissed. The parties were advised of their right to file objections to the Report and Recommendation and notified that failure to do so would result in a waiver of the right to have the district judge review the Report and Recommendation *de novo* and would operate as a waiver of the right to appeal the decision of the district court adopting the Report and Recommendation.

No objections have been filed within the time allotted. Accordingly, the Court **ADOPTS** Magistrate Judge Kemp's Report and Recommendation (Doc. 168) and **DENIES** Petitioner's motion to vacate, set aside or correct his sentence pursuant to 28 U.S.C. § 2255 (Doc. 156). This action is **DISMISSED**.

IT IS SO ORDERED.

Date: April 2, 2009

/s/ John D. Holschuh
John D. Holschuh, Judge
United States District Court